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GENWORTH LIFE AND ANNUITY INSURANCE COMPANY

[SEE ADDITIONAL COUNSEL ON SIGNATURE PAGE]

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JAMES FOX, Individually, and on
Behalf of the Class,

Plaintiff,

v.

GENWORTH LIFE AND ANNUITY
INSURANCE COMPANY, a Virginia
Corporation; and DOES 1-10,
Inclusive,

Defendants.

Case No. 2:24-cv-01001-WBS-CKD

**JOINT STIPULATION AND ~~[PROPOSED]~~
ORDER TO MODIFY THE SCHEDULING
ORDER**

Action Filed: 2/28/24

Trial: 7/21/26

JOINT STIPULATION

Pursuant to Civil Local Rule 143, Plaintiff James Fox and Defendant Genworth Life and Annuity Insurance Company submit this Joint Stipulation to Modify the Scheduling Order, based on the following:

1. A pretrial schedule may be modified "for good cause and with the judge's consent." Fed. R. Civ. P. 16(b)(4).

2. Pursuant to the Scheduling Order dated April 1, 2025, "[a]ny requests to modify the dates or terms [herein], except requests to change the date of the trial, may be heard and decided by the assigned Magistrate Judge." See ECF No. 36 at 5.

3. Under the Scheduling Order, the current due date for the parties to disclose any experts and expert reports is December 2, 2025. Counsel for the parties respectfully request that this due date be extended to March 2, 2026. No other modification to the case schedule is being requested.

4. It is respectfully submitted that additional time is necessary to sufficiently prepare any expert reports, including in light of interim procedural developments in this case since the Scheduling Order was originally entered. Moreover, the requested extension is needed to accommodate myriad year-end and year-beginning scheduling difficulties across counsel, client contacts, and potential experts.

5. There has been no prior request to modify the Scheduling Order dated April 1, 2025.

6. Counsel for the parties jointly stipulate to this requested modification and agree that it will cause no prejudice.

1 IT IS THEREFORE STIPULATED AND REQUESTED by the parties that
2 the Scheduling Order be modified to extend the due date for
3 disclosing any experts and expert reports to March 2, 2026

4 **IT IS SO STIPULATED.**

5
6 Dated: November 14, 2025 **WINTERS & ASSOCIATES**

7 By: /s/ SARAH BALL
8 (as authorized on November 14, 2025)

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1 Dated: November 14, 2025 **DENTONS US LLP**

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[PROPOSED] ORDER

On consideration of the Parties' Joint Stipulation to Modify the Scheduling Order and GOOD CAUSE having been shown, the Court ORDERS as follows:

- The deadline for expert disclosures and reports is modified to March 2, 2026.
- Other case schedule deadlines remain unchanged.

IT IS SO ORDERED.

Dated: November 19, 2025



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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